IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

R.S.A. No. 787 of 2006
Date of decision January 19, 2007

Sahib Ram

.....Appellant

Versus

Satish Kumar

.....Respondent

CORAM: HON'BLE MR. JUSTICE VINEY MITTAL

Present:- Sh. Anmol Rattan Sidhu , Advocate
for the appellant.

Sh. Sandeep Khungar, Advocate
for the respondents.

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The defendants are appellants before this Court. They have concurrently lost before the two Courts below in a suit for recovery filed by the plaintiff.

Both the Courts below have found it as a fact that the amount in question was due and payable by the defendants to the plaintiff on account of the loan having been taken by them and having not been repaid. The account books after June 29, 1999 were produced by the plaintiff in this regard. However, vouchers Exhibit P4/A have also been taken into consideration whereby the defendants had acknowledged their liability by signing the same.

After hearing learned counsel for the parties and taking into consideration the findings of fact recorded by the two Courts below, I do not find any justification to interfere in the present regular second appeal.

The contention raised by the learned counsel for the appellant that the aforesaid vouchers had been obtained by the plaintiff on

blank papers has not been accepted by the two Courts below and there is no justification to hold that the aforesaid findings recorded by the two Courts below are erroneous in any manner.

No question of law, much less any substantial question of law, arises in the present appeal.

Dismissed.

(VINEY MITTAL)
JUDGE

January 19, 2007
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